

- IF A PERSON IS CONVICTED OF OPERATING A VEHICLE WHILE INTOXICATED:
 - he commits a Class C misdemeanor and could receive a sentence of up to 60 days in jail, a fine of \$500, and have his license suspended for at least 90 days (or probationary driving privileges for 180 days).
 - and endangers a person, he commits a Class A misdemeanor and could receive a sentence of up to a year in jail and a fine of \$5000.
 - and causes serious bodily injury to another person, he commits a Class D felony and will receive a minimum sentence of one and a half years in prison.
 - and causes the death of another person, he commits a Class C felony and will receive a minimum sentence of two years in prison.
- IF A PERSON HAS A PREVIOUS CONVICTION, WITHIN THE LAST FIVE YEARS, FOR OPERATING A VEHICLE WHILE INTOXICATED:
 - he commits a Class D felony and will receive a minimum sentence of one and a half years in prison and risks having his license suspended for one year.
 - and causes serious bodily injury to another person, he commits a Class C felony and will receive a minimum sentence of two years in prison and risks having a suspended license for two to five years.
 - and causes the death of another person, he commits a Class B felony and will receive a minimum sentence of six years in prison and risks having a suspended license for two to five years.
- IF A PERSON HAS THREE CONVICTIONS FOR DRIVING WHILE INTOXICATED HIS LICENSE COULD BE SUSPENDED FOR TEN YEARS.
- IF A PERSON IS A HABITUAL TRAFFIC LAW VIOLATOR, HIS LICENSE COULD BE SUSPENDED FOR LIFE.

MINORS

- ❖ If a minor knowingly possesses an alcoholic beverage, consumes it, or transports it on a public highway without the accompaniment of a parent, the minor commits a Class C misdemeanor and could receive a sentence of up to 60 days in jail and a \$500 fine. The minor's license could be suspended for at least 60 days, and up to a year if he is under the age of eighteen.
- ❖ If a minor makes a false statement regarding his age, or presents or offers a false or fraudulent driver license for the purpose of ordering, purchasing, attempting to purchase, or otherwise procure or attempting to procure an alcoholic beverage, he commits a Class C infraction and could be fined \$500 and risks having his license suspended for up to a year.
- ❖ If a person recklessly sells, barter, exchanges, provides, or furnishes an alcoholic beverage to a minor, he commits a Class C misdemeanor and could receive a sentence of up to 60 days in jail and a \$500 fine.

THINGS TO KNOW

- **TESTING:** When a law enforcement officer has probable cause to believe a person is driving a vehicle while intoxicated and offers a chemical test, the person cannot refuse to submit to the test. Refusal will result in the person's license being suspended for a year.

DRUGS

- ❑ **CONSUMPTION:** If a person knowingly consumes alcohol while driving, he commits a Class B infraction and could be fined up to \$1000.
- ❑ **OPEN CONTAINERS:** If a person has an open container of alcohol in his vehicle, he commits a Class C infraction and could be fined up to \$500.
- ❑ **BLOOD ALCOHOL LEVELS:** A person who drives a vehicle with a blood alcohol content of .08% commits a Class C misdemeanor and could receive a sentence of up to sixty days in jail and a \$500 fine; if the blood alcohol content is .15% or greater, he commits a Class B misdemeanor and the sentence could be increased to up to a year in jail and a \$5000 fine.
- ❑ **FALSE IDENTIFICATION:** If a person uses a false identification or an altered driver license, he commits a Class C misdemeanor and could receive a sentence of up to 60 days in jail and a \$500 fine.
- ❑ **PUBLIC INTOXICATION:** If a person is in a public place or a place of public resort while intoxicated, he commits a Class B misdemeanor and could receive a sentence of up to 180 days in jail and a \$1000 fine.
- ❑ **HABITUAL OFFENDERS:** A person who is a habitual offender, having accumulated two prior unrelated felony convictions, could receive an enhanced additional sentence of up to thirty years in prison.
- ❖ **POSSESSION OF MARIJUANA:** If a person knowingly or intentionally possesses, grows, or cultivates marijuana, or knows that marijuana is growing on his premises and fails to destroy the plants, he commits a Class A misdemeanor and could receive a sentence of up to a year in prison and a \$5000 fine. If the person has a previous conviction, he commits a Class D felony and the sentence is increased to a year and a half in prison.
- ❖ **POSSESSION OF METHAMPHETAMINE:** If a person knowingly or intentionally possesses methamphetamine (pure or adulterated) he commits a Class D felony and will receive a sentence of at least one and a half years in prison.
- ❖ If a person **POSSESSES TWO OR MORE CHEMICAL REAGENTS OR PRECURSORS WITH THE INTENT TO MANUFACTURE** methamphetamine, he commits a Class D felony and will receive a minimum sentence of one and a half years in prison.
- ❖ **POSSESSION OF PARAPHERNALIA:** If a person possesses a raw material, an instrument, a device, or other object that is intended for use to introduce a controlled substance into the person's body; test the strength, effectiveness, or purity of a controlled substance; or enhance the effect of a controlled substance, he commits a Class A infraction and could be fined up to \$10000. If a person has a previous conviction, he commits a Class D felony and will receive a sentence of at least one and a half years in prison.
 - If a person recklessly possesses paraphernalia, he commits a Class B misdemeanor and could receive up to 180 days in jail and a fine of \$1000; with a previous conviction, he commits a Class D felony and will be sentenced to one and a half years in prison.